

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**August 1, 2008**

DIVISION ONE

B207212 Kerry A., Sr. (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Department of Children and Family Services, r.p.i.)

The petition for an extraordinary writ is granted. Let a peremptory writ of mandate issue directing the dependency court to vacate all of its orders and findings from the January 14, 2008 redetention hearing and the April 10, 2008 disposition hearing, to vacate specifically the order resetting a section 366.26 hearing, and to order specifically the restoration of family maintenance services that Kerry Sr. was receiving before Kerry Jr.'s redetention. Because the section 366.26 hearing is set for August 7, 2008, our decision is final as to this court immediately. (Cal. Rules of Court, rule 8.264, subd. (b)(3).)

Rothschild, J.

I concur: Neidorf, J. (Assigned)  
I dissent: Mallano, P.J.

August 1, 2008 (Continued)

## DIVISION ONE (continued)

B206854      Jogani      (Certified for Publication)

V.

Superior Court, Los Angeles County (Jogani, r.p.i.)

The petition for writ of mandate is granted. The trial court is directed to vacate its March 7, 2008, order striking plaintiff's request for a jury trial. Petitioner shall recover his costs on this writ proceeding

Rothschild, J.

We concur:   Mallano, P.J.

Neidorf, J. (Assigned)

B192190 Archer et al.

V.

United Rentals, Inc. et al.

On the Court's own motion, it is ordered that the appeal (filed June 30, 2006) from the May 24, 2006 order denying class certification under the Act and CLRA is dismissed for lack of jurisdiction and without reaching its merits.

## DIVISION TWO

B204537      Franck Kato      (Not for Publication)

V.

Los Angeles County Assessment Appeals Board

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.

Chavez, J.

DIVISION TWO (continued)

B196935      Anton Boker      (Not for Publication)

v.

Janice Vicklund Altemus

The judgment is reversed. Respondent to bear all costs on appeal.

Boren, P.J.

We concur:    Ashmann-Gerst, J.  
                  Chavez, J.

B197965      People      (Not for Publication)

v.

Nunez, et al.

The judgments are modified to stay pursuant to section 654 the sentences imposed on appellants for the burglary conviction in count 12. Morado's and Nunez's determinate terms are each reduced by one year four months for the burglary and one year four months for the accompanying enhancement pursuant to section 12022.5. In all other respects, the judgments are affirmed. The superior court is directed to amend the abstracts of judgment and to forward amended copies to the Department of Correction and Rehabilitation.

Boren, P.J.

We concur:    Ashmann-Gerst, J.  
                  Chavez, J.

August 1, 2008 (Continued)

DIVISION TWO (continued)

B203187 People (Not for Publication)

V.

Roberson

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

DIVISION THREE

B202785 Los Angeles County, D.C.S. (Not for Publication)

V.

Gloria W.

The order denying Gloria's motion for de facto parent status is reversed.

Kitching, J.

We concur:   Croskey, Acting P.J.

Aldrich, J.

B197196 Kevin O'Grady (Certified for Publication)

V.

Connie Boldt et al

The judgment is affirmed. O'Grady is to bear all costs on appeal.

Aldrich, J.

We concur:   Croskey, Acting P.J.

Kitching, J.

DIVISION THREE (continued)

B200103      Howard M. Jaffe                      (Certified for Publication)

v.

Zenaida C. Pacelli

The trial court's orders of April 24, 2007, June 4, 2007, and July 13, 2007, are versed insofar as they denied Jaffe an award of attorney fees and costs for the efforts he expended in the bankruptcy proceedings. In all other respects, the orders are affirmed. The matter is remanded to the trial court for further proceedings consistent with this opinion. Jaffe is awarded costs on appeal.

Aldrich, J.

We concur:   Klein, P.J.  
                  Kitching, J.

DIVISION FOUR

B192885      Chaney                                      (Not for Publication)

v.

Chaney

The judgment is affirmed. Respondent County is to have its costs on appeal.

Epstein, J.

We concur:   Willhite, J  
                  Suzukawa, J.

August 1, 2008 (Continued)

DIVISION FIVE

B203636      Los Angeles County, D.C F.S.      (Not for Publication)

v.

Jennifer P.

The order sustaining the petition as to Jennifer is affirmed, but on remand, the trial court must correct the record to reflect its actual rulings on November 6, 2007, and to reflect the rulings made herein.

Armstrong, J.

We concur:    Turner, P.J.  
                     Mosk, J.